

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
(Case No. 01-489)

In the Application of:)	
)	
Haensler et al.)	
)	Examiner: Z. Lucas
Serial No.: 08/836,576)	
)	Group Art Unit: 1648
Filing Date: September 9, 1997)	
)	Confirmation No.: 6479
For: Adjuvant for Vaccine Composition)	

RESPONSE TO NOTICE OF ALLOWABILITY

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

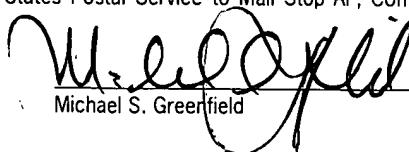
Please consider the following remarks.

Remarks being on page 2.

CERTIFICATE OF MAILING (37 C.F.R. 1.8a)

I hereby certify that this correspondence is being deposited with the United States Postal Service to Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450 on March 5, 2004.

Date: March 5, 2004


Michael S. Greenfield

REMARKS

The applicants wish to comment on the Examiner's assertion on page 4 of the Notice of Allowability, which stated that claim 90 was cancelled for lacking adequate support in the specification. The applicants cancelled claim 90 because it was no longer necessary after the Examiner accepted that the term "antigen" excluded nucleic acids. The applicants believe, in fact, that the term "proteinaceous" is fully supported in the specification. Regardless, however, the applicants' understanding is that the Examiner's objection was directed to the word "proteinaceous" itself as lacking written description support because the term did not appear "*ipsis verbis*" in the specification. The applicants do not understand that the Examiner was asserting that there was no support in the specification for claims that encompassed proteinaceous antigens. Indeed, the examples within the specification include claimed compositions in which the antigen is a protein. If there are any questions or comments regarding this Response or application, the applicants encourage the Examiner to contact the undersigned attorney as indicated below.

Date: March 5, 2004

Respectfully submitted,



Michael S. Greenfield
Registration No. 37,142

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Chicago, IL 60606



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TRANSMITTAL LETTER

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

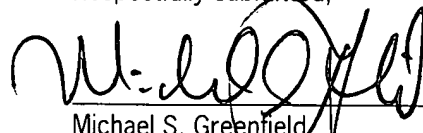
Dear Sir:

In regard to the above identified application,

1. We are transmitting herewith the attached:
 - a) Response to Notice of Allowability; and
 - b) return receipt postcard.
2. With respect to fees:
 - a) A fee is not required at this time.
 - b) Please charge any underpayment or credit any overpayment our Deposit Account, No. 13-2490.
3. CERTIFICATE OF MAILING UNDER 37 CFR § 1.8: The undersigned hereby certifies that this Transmittal Letter and the paper, as described in paragraph 1, are being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on March 5, 2004.

Respectfully submitted,

Date: March 5, 2004


Michael S. Greenfield
Registration No. 37,142